

ELECTRONICALLY FILED
MARCH 9, 2007

STUTMAN, TREISTER & GLATT, P.C.
 FRANK A. MEROLA
 (CA State Bar No. 136934)
 EVE H. KARASIK
 (CA State Bar No. 155356)
 CHRISTINE M. PAJAK
 (CA State Bar No. 217173)
 1901 Avenue of the Stars, 12th Floor
 Los Angeles, CA 90067
 Telephone: (310) 228-5600
 E-mail: fmerola@stutman.com
ekarasik@stutman.com
cpajak@stutman.com

SHEA & CARLYON, LTD.
 JAMES PATRICK SHEA
 (Nevada State Bar No. 000405)
 CANDACE C. CARLYON
 (Nevada State Bar No. 002666)
 SHLOMO S. SHERMAN
 (Nevada State Bar No. 009688)
 233 South Fourth Street, Second Floor
 Las Vegas, Nevada 89101
 Telephone: (702) 471-7432
 E-mail: jshea@sheacarlyon.com
ccarlyon@sheacarlyon.com
ssherman@sheacarlyon.com

*Counsel for the Official Committee of Equity Security Holders of
 USA Capital First Trust Deed Fund, LLC*

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:)	BK-S-06-10725-LBR
USA COMMERCIAL MORTGAGE COMPANY)	Chapter 11
Debtor)	
<hr/>		
In re:)	BK-S-06-10726-LBR
USA CAPITAL REALTY ADVISORS, LLC,)	Chapter 11
Debtor)	
<hr/>		
In re:)	BK-S-06-10727-LBR
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,)	Chapter 11
Debtor)	
<hr/>		
In re:)	BK-S-06-10728-LBR
USA CAPITAL FIRST TRUST DEED FUND, LLC,)	Chapter 11
Debtor.)	
<hr/>		
In re:)	BK-S-06-10729-LBR
USA SECURITIES, LLC,)	Chapter 11
Debtor.)	
<hr/>		
Affects)	
<input type="checkbox"/> All Debtors)	
<input checked="" type="checkbox"/> USA Commercial Mortgage Co.)	Date: March 15, 2007
<input type="checkbox"/> USA Securities, LLC)	Time: 9:30 a.m.
<input type="checkbox"/> USA Capital Realty Advisors, LLC)	
<input type="checkbox"/> USA Capital Diversified Trust Deed)	
<input checked="" type="checkbox"/> USA Capital First Trust Deed Fund, LLC)	

STATUS OF FTDF COMMITTEE MATTERS TO BE HEARD ON MARCH 15
OMNIBUS HEARING DATE

1 The Official Committee of Equity Security Holders of USA Capital First Trust Deed
2 Fund, LLC (the "FTDF Committee") reports the status the following matters, which are
3 currently scheduled to be heard on the March 15 Omnibus Hearing Date:

4 1. **Omnibus Objection Of The Official Committee Of Equity Security Holders Of**
5 **USA Capital First Trust Deed Fund, LLC To Claims Superseded By**
6 **Compromise Contained In Debtors' Third Amended Joint Chapter 11 Plan Of**
7 **Reorganization (As Modified)** (the "Compromised Claims Objection") [DE #2295]

8 The Compromised Claims Objection was initially heard on January 31, 2007, and was
9 sustained on that date as to claim nos. 115, 118, and 119 (the "Adams Claims"). As to the
10 balance of the claims, consisting of claim nos. 123, 124, and 125 (the "Kantor Claims"), the
11 Compromised Claims Objection was continued pursuant to two separate stipulations entered
12 into between the FTDF Committee and the Kantor Claimants [DE #2559 and 2891]. The
13 Kantor Claimants filed a response to the Compromised Claims Objection on February 20,
14 2007 [DE #2841], and the FTDF Committee filed its reply on March 7, 2007 [DE #3004]. A
15 chart summarizing the status of this matter is attached hereto as Exhibit "1". **This matter is**
16 **contested, and oral argument at the March 15 hearing is anticipated.**

17 2. **Motion to Estimate an Adequate Reserve for Unliquidated and Disputed Claims**
18 **in Order to Permit Further Distributions to FTDF Members** (the "Reserve
19 Motion") [DE #2668]

20 The Reserve Motion was filed on February 2, 2007, and originally set for status hearing
21 on February 15, 2007. The Reserve Motion sought to establish interim reserves for
22 outstanding unliquidated claims (pending hearings on the claims objections), in order to
23 permit FTDF to make further interim distributions to its members. Since the filing of the
24 Reserve Motion, the FTDF Committee has entered into – and the Court has approved –
25 stipulations with all but one of the claimants asserting claims which are partially or wholly
26 unliquidated. As to the single exception, claimant Katrine Mirzain, the attachments to Ms.
27 Mirzain's proof of claim establish that she is a "Direct Lender," and, pursuant to this Court's
28 Modified Order Authorizing Interim Distributions and Holdbacks (DE #1424, entered on
October 2, 2006), interim distributions need not reserve against this claim.

Ms. Mirzain did not respond to the Reserve Motion. **This Motion has been resolved**
except to Claim No. 147 (Mirzain), and is unopposed as to that Claim. The FTDF
Committee requests that the Court establish a reserve of \$1 as to Claim #147.

A chart summarizing the status of this matter is attached hereto as Exhibit "2."

3. **Fifth Omnibus Objection Of The Official Committee Of Equity Security Holders**
Of USA Capital First Trust Deed Fund, LLC – Misfiled Claims (the "Misfiled
Claims Objection") [DE #2745]

This Misfiled Claims Objection seeks the disallowance of the following claims, due to
their having been inappropriately filed against the FTDF estate: Claim nos. 140; 141; 142;

143; 144; 145; 146; 147; and 149. As of the date of this report, no responsive pleading has been filed to this Misfiled Claims Objection. **The Misfiled Claims Objection is unopposed, and the FTDF Committee seeks an order disallowing and reclassifying the claims listed above set forth in the chart attached hereto as Exhibit "3."**

4. **Sixth Omnibus Objection of the Official Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC – Claims Based on Prepetition Equity Security Interests of USA Capital First Trust Deed Fund, LLC** (the "Equity Claims Objection") [DE #2748].

The Equity Claims Objection seeks the disallowance of the following claims, due to their mischaracterization as "claims" as opposed to "equity interests," as well as the disallowance of any amounts claimed in excess of the particular investor's equity interest as of the petition date: Claim nos. 30; 31; 32; 33; 35; 36; 37; 38; 39; 40; 41; 42; 47; 53; 55; 68; 69; 70; 71; 72; 75; 77; 82; 89; 90; 91; 111; 114; 127; 128; 129; 134; 135; 138; and 148. For the purposes of providing notice to the claimants of the Equity Claims Objection, the claimants were divided into four smaller groups, and a notice of the objection was sent to each [DE #2750, 2751, 2752, and 2753]. As of the date of this report, no responsive pleading has been filed to this Equity Claims Objection. **The Equity Claims Objection is unopposed, and the FTDF Committee seeks an order recharacterizing and disallowing the claims listed above. A chart summarizing the status of this matter is attached hereto as Exhibit "4."**

5. **Seventh Omnibus Objection of the Official Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC – Amount of Proofs of Interest** (the "Equity Interest Amounts Objection") [DE #2754]


The Equity Interest Amounts Objection seeks the disallowance of the following Proofs of Interest to the extent that the amounts asserted therein exceed the amount reflected in the Debtors' books and records as of the petition date for that particular investor: Proofs of Interest nos. 12; 17; 20; 27; 47; 61; 62; 68; 70; 72; 73; 74; 75; 6; 7; 19; 20; 25; and 26. For the purposes of providing notice to the investors that are the subjects of the Equity Interest Amounts Objection, the investors were divided into two groups, and a notice of the objection was sent to each [DE #2756 and 2757]. As of the date of this report, no responsive pleading has been filed to this Equity Interest Amounts Objection. **The Equity Interests Amount Objection is unopposed, and the FTDF Committee seeks an order disallowing and modifying the proofs of interest, as set forth on the chart attached hereto as Exhibit "5."**

6. **Eighth Omnibus Objection Of The Official Committee Of Equity Security Holders Of USA Capital First Trust Deed Fund, LLC – Proofs Of Claim And Proofs Of Interest Filed By Members Of USA Capital First Trust Deed Fund, LLC Who Filed Both Proofs Of Claim And Proofs Of Interest** (the “Equity Claims and Interests Objection”) [DE #2758]

The Equity Claims and Interests Objection seeks the disallowance of the following claims, to the extent that such claims are duplicative of proofs of interest filed by the same claimants, as well as the disallowance of those proofs of interest to the extent that the amounts asserted therein exceed the amount reflected in the Debtors’ books and records as of the petition date for that particular investor: Claim nos. 34, 64, 65, 66, 73, 96, 97, 98, 99, 103, 104, 105, 107, 102, 112, 136, and 137; Proofs of Interest nos. 21, 37, 38, and 60. As of the date of this report, no responsive pleading has been filed to this Equity Claims and Interests Objection. The Equity Claims and Interests Objection is **unopposed, and the FTDF Committee seeks an order modifying and disallowing the claims and interests, as described in the chart attached hereto as Exhibit “6.”**

DATED this 9th day of March, 2007.

SHEA & CARLYON, LTD.


 JAMES PATRICK SHEA
 CANDACE C. CARLYON
 SHLOMO S. SHERMAN
 233 South Fourth Street, Second Floor
 Las Vegas, Nevada 89101

and

STUTMAN, TREISTER & GLATT, P.C.
 FRANK A. MEROLA
 EVE H. KARASIK
 CHRISTINE M. PAJAK
 1901 Avenue of the Stars, 12th Floor
 Los Angeles, CA 90067

EXHIBIT “1”

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

**Omnibus Objection Of The Official Committee Of Equity Security Holders Of USA
Capital First Trust Deed Fund, Llc To Claims Superseded By Compromise Contained In
Debtors' Third Amended Joint Chapter 11 Plan Of Reorganization (As Modified)
(Docket no. 2295)**

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>OUTCOME</u>
115	Brian M. Adams	\$325,000.00	Sustained
118	Herman M. Adams, Brian M. Adams, Anthony G. Adams	\$3,625,000.00	Sustained
119	Olympia Capital Management	\$100,000.00	Sustained
123	Kantor Nephrology Consultants, Ltd. 401(k) PSP, Gary Kantor, Trustee	Unliquidated	Continued to 3/15/07 by stipulated order – docket no. 2891
124	Dr. Gary Kantor	Unliquidated	Continued to 3/15/07 by stipulated order – docket no. 2891
125	Lynn M. Kantor	Unliquidated	Continued to 3/1/07 by stipulated order – docket no.2891

EXHIBIT “2”

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

**MOTION BY THE OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA
CAPITAL FIRST TRUST DEED FUND LLC TO ESTIMATE AN ADEQUATE RESERVE FOR
UNLIQUIDATED AND DISPUTED CLAIMS IN ORDER TO PERMIT FURTHER
DISTRIBUTIONS TO FTDF MEMBERS**

(Docket No. 2268)

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>OUTCOME</u>
89	William M. Spangler	\$20,000	Aggregate interim reserve of \$130,678.50 for claims 89, 90 and 91 (Stipulation Docket No. 2779; Order Docket No. 2837)
90	William M. Spangler		See 89, above
91	Jean A. Spangler	\$100,000	
91	Jean A. Spangler	\$10,678.50	See 89, above
96	OVCA Associates Inc. Defined Pension Plan	\$17,957.79	\$50,000 interim reserve (Stipulation Docket No. 2773; Order Docket No. 2790)
97	First Savings Bank c/f Gail Hodes IRA	\$35,143.89	\$50,000 interim reserve (Stipulation Docket No. 2773; Order Docket No. 2790)
123	Kantor Nephrology Consultants, Ltd. 401(k) Psp		\$1 interim reserve; applies to claims 123, 124, 125 (Stipulation Docket No. 2771; Order Docket No. 2789)
124	Dr. Gary Kantor	Unliquidated	\$1 interim reserve (see 123, above)
125	Lynn M. Kantor	Unliquidated	\$1 interim reserve (see 123, above)
127	William M. Spangler	\$20,000.00	Duplicate (see 89, above) (note: there is disagreement between the claims register, the copies of claims on file with PACER, and the claim numbers reported to the claimants as to the order of the claims numbered 127, 128, and 129)
128	Jean A Spangler	\$10,678.50	Duplicate (see 89, above)
129	William M. Spangler	\$20,000.00	Duplicate (see 89, above)

Case Name: USA Commercial Mortgage Company
 Trustee: n/a

Case No. BK-S-06-10725-LBR
 Date of Hearing: March 15, 2007
 Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>OUTCOME</u>
136	OVCA Associates Inc Defined Pension Plan	See attachment to claim	Duplicate (see 96 above)
137	First Savings Bank c/f Gail Hodes IRA	See attachment to claim	Duplicate (see 97 above)
146	Halseth Family Trust Totally Restated 4/21/00	See attached	\$60,000 interim reserve (Stipulation Docket No. 2772; Order Docket #2776)
147	Katrine Mirzaian	\$344,011.56	Continued to 3/15/07

EXHIBIT “3”

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

FIFTH OMNIBUS OBJECTION OF THE OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC - MISFILED CLAIMS (AFFECTS DEBTOR USA COMMERCIAL MORTGAGE COMPANY AND USA CAPITAL FIRST TRUST DEED FUND, LLC)

(Docket No. 2745)

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
140	Acres Corporation, a Nevada Corporation	Blank	No	RECLASSIFY (WITHOUT PREJUDICE) AS CLAIM AGAINST USACM	
141	Acres Corporation, a Nevada Corporation	\$50,000.00	No	RECLASSIFY (WITHOUT PREJUDICE) AS CLAIM AGAINST USACM	
142	Acres Corporation, a Nevada Corporation	\$50,000.00	No	RECLASSIFY (WITHOUT PREJUDICE) AS CLAIM AGAINST USACM	
143	Michael C Rehberger and Jeana L Rehberger	\$50,000.00	No	RECLASSIFY (WITHOUT PREJUDICE) AS CLAIM AGAINST USACM	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
144	Michael Rehberger	\$50,000.00	No	RECLASSIFY (WITHOUT PREJUDICE) AS CLAIM AGAINST USACM	
145	Newman Trust Dated 1/26/94 c/o David R. Newman and Sandra L. Newman Trustees	\$87,339.67	No	RECLASSIFY (WITHOUT PREJUDICE) AS CLAIM AGAINST USACM	
146	Daniel R Halseth & Sandra K Halseth Trustees of the Halseth Family Trust Totally Restated 4/21/00	Unliquidated	No	DISALLOW	
147	Katrine Mirzaian	\$344,011.56	No	DISALLOW	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
149	First Savings Bank of George A. Digioia	\$281,250.00	No	RECLASSIFY (WITHOUT PREJUDICE) AS CLAIM AGAINST USACM	

Date of Hearing: March 15, 2007

Page 3 of 3

EXHIBIT “4”

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

SIXTH OMNIBUS OBJECTION OF THE OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC - CLAIMS BASED ON PREPETITION EQUITY SECURITY INTERESTS OF USA CAPITAL FIRST TRUST DEED FUND, LLC (AFFECTS DEBTOR USA COMMERCIAL MORTGAGE COMPANY AND USA CAPITAL FIRST TRUST DEED FUND, LLC

(Docket No. 2748)

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
30	Aristotle Melonas Ttee for the Magic Trust	\$551,616.50	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$551,616.50	
31	Aristotle Melonas Ttee of American Sand & Gravel	\$170,635.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$170,635	
32	Gwen Melonas Ttee of the George Melonas	\$575,000.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$575,000	
33	Aristotle Melonas Ttee in Trust for Simon Melonas and Celeste Melonas	\$21,728.50	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$21,728.50	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
35	Louis H. and Shirley M. Turner of Louis H. and Shirley M. Turner Family Trust 9/9/97	\$50,000.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$50,000	
36	The Chiappetta Trust Pat & JoAnn Chiappetta	\$39,596.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$39,596	
37	Pat Chiappetta IRA	\$39,596.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$39,596	
38	JoAnn Chiappetta IRA	\$39,596.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$39,596	
39	Louis H. and Shirley M. Turner of Louis H. and Shirley M. Turner Family Trust 9/9/97	\$50,000.00	No	DISALLOW CLAIM IN FULL; AS DUPLICATIVE OF CLAIM NO. 35	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
40	Sanches Living Trust 10/13/06 Randy and Sharon Sanches	\$20,000.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$20,000	
41	Debra A. Gant-Hickel and Russell J. Hickel	\$33,245.88	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$31,976; DISALLOW BALANCE	
42	Lewis Kaskel Trust, Dtd 5/16/01	\$61,521.05	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$59,154.50; DISALLOW BALANCE	
47	First Trust Co of Onaga Custodian for Roberta Schwartz IRA	\$50,000.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$50,000	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
53	Phillip Lackman & Tillie Lackman	\$30,000.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$30,000	
55	First Savings Bank, C/F Margaret Rockwood IRA, Henry Arthur Peters and Donna Marie Peters JT/WROS	\$30,000.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$30,000	
68	Fiserv Trust Company Ttee FBO Thomas E. Smith Acct #949	\$83,627.50	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$83,627.50	
69	Fiserv Trust Company Ttee FBO Patricia Paschal Acct #938	\$200,000.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$200,000	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
70	Fiserv Trust Company Ttee FBO James J. Tanaka Account No 853	\$358,422.50	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$358,422.50	
71	Fiserv Trust Company Ttee FBO Wilma Prim Snow Account No	\$82,011.50	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$82,011.50	
72	Sterling Trust Company, Custodian FBO Dioniso Fernandes A/C 13692	\$32,025.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$32,025	
75	Donnolo Family Trust DTD 8/24/88, Joseph & Loretta Donnolo Trustees	\$258,705.71	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$248,754; DISALLOW BALANCE	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
77	Ranch Open Space of Nevada, Inc.	\$20,075.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$20,000; DISALLOW BALANCE	
82	David N. Warner, Jr.	\$23,246.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$23,246	
89	William M. Spangler	\$20,000.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$20,000; DISALLOW BALANCE	
90	William M. Spangler, Jean A. Spangler	\$100,000.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$100,000; DISALLOW BALANCE	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
91	Jean A. Spangler	\$10,678.50	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$10,678.50; DISALLOW BALANCE	
111	Geraldine Price	\$32,025.00 plus interest	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$30,000; DISALLOW BALANCE	
114	Ruby Simon & Evie Simon	\$46,804.96	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$45,004.50; DISALLOW BALANCE	
127	William M. Spangler	\$100,000.00	No	DISALLOW AS DUPLICATIVE OF CLAIM NO. 90	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
128	Jean A. Spangler	\$10,678.50	No	DISALLOW AS DUPLICATIVE OF CLAIM NO 91	
129	William M. Spangler	\$20,000.00	No	DISALLOW AS DUPLICATIVE OF CLAIM NO 89	
134	James & Maudrene McConnell Trustees	\$29,999.03	No	DISALLOW IN FULL AS AMOUNT ASSERTED IS SOLELY ON ACCOUNT OF ANTICIPATED POST-PETITION DIVIDENDS	
135	James M. McConnell IRA	\$8,695.41	No	DISALLOW IN FULL AS AMOUNT ASSERTED IS SOLELY ON ACCOUNT OF ANTICIPATED POST-PETITION DIVIDENDS	
138	James W. Shaw IRA	\$84,662.00	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$80,000; DISALLOW BALANCE	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>CLAIM AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
148	The Coxey Living Trust 12-3-98	\$101,260.86	No	RECLASSIFY AS PROOF OF INTEREST IN THE AMOUNT OF \$100,000; DISALLOW BALANCE	

EXHIBIT “5”

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

SEVENTH OMNIBUS OBJECTION OF THE OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC - AMOUNTS OF PROOFS OF INTEREST (AFFECTS DEBTOR USA CAPITAL FIRST TRUST DEED FUND, LLC)

(Docket No. 2754)

PROOFS OF INTEREST

<u>POI NO.</u>	<u>CREDITOR</u>	<u>ASSERTED EQUITY AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
12	Clinton Dan Bowman	\$341,489.42	No	ALLOW POI IN AMOUNT OF \$334,551	
17	Robert E. Heller	\$20,732.97	No	ALLOW POI IN AMOUNT OF \$20,000	
20	Robert E. Heller	\$20,732.97	No	ALLOW POI AS DUPLICATIVE OF POI NO. 17	
27	Maryetta J. Wall-Bowman	\$37,409.54	No	ALLOW POI IN AMOUNT OF \$35,970.50	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>POI NO.</u>	<u>CREDITOR</u>	<u>ASSERTED EQUITY AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
47	Ernest Libman	\$16,327.58	No	ALLOW POI IN AMOUNT OF \$15,699.50	
61	William E. Hansen	\$52,018.28	No	ALLOW POI IN AMOUNT OF \$50,000	
62	William D. Carter	\$75,000.00	No	DISALLOW POA AS DUPLICATIVE OF POI NO. 48	
68	Ervin J. Nelson	\$104,950.00	No	ALLOW POI IN AMOUNT OF \$103,277	
70	Allan Ebbin	\$110,824.62	No	ALLOW POI IN AMOUNT OF \$106,561.50	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>POI NO.</u>	<u>CREDITOR</u>	<u>ASSERTED EQUITY AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
72	Sherry Dean Bullock	\$45,457.80	No	ALLOW POI IN AMOUNT OF \$42,070.50	
73	Rosalie Allen Morgan	\$105,342.00 plus interest	No	ALLOW POI IN AMOUNT OF \$105,342	
74	Joann L McQuerry	\$655,584.00 plus interest	No	ALLOW POI IN AMOUNT OF \$25,000	
75	Loughlin Family Trust	\$1,055,000.00	No	DISALLOW IN FULL; NOT A MEMBER OF FTDf	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

**PROOFS OF CLAIM PREVIOUSLY RECLASSIFIED AS EQUITY INTERESTS PURSUANT TO THIS COURT'S ORDER OF
SEPTEMBER 14, 2006 [DE# 1278]**

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
FTDF Claim no. 6*	Frieda Moon FBO Sharon C. Van Ert	\$35,583.34	No	ALLOW POI IN AMOUNT OF \$35,000	
FTDF Claim no. 7*	Frieda Moon FBO Sharon C. Van Ert	\$17,538.18	No	ALLOW POI IN AMOUNT OF \$17,279	
FTDF Claim no. 19*	Louie and Charlotte Polanco	\$13,110.26	No	ALLOW POI IN AMOUNT OF \$12,214.50	
FTDF Claim no. 20*	Joseph Girgich	\$25,000.00	No	DISALLOW AS DUPLICATIVE OF CLAIM NO. 2, WHICH WAS FORMERLY RECLASSIFIED AS POI	

Case Name: USA Commercial Mortgage Company
 Trustee: n/a

Case No. BK-S-06-10725-LBR
 Date of Hearing: March 15, 2007
 Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>AMOUNT</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
FTDF Claim no. 25*	Rocco J. Rocco	\$10,132.00	No	ALLOW POI IN AMOUNT OF \$10,000	
FTDF Claim no. 26*	Heinrich Richard Weber and Brigitte S. Weber	\$30,275.00	No	ALLOW POI IN AMOUNT OF \$30,000	

EXHIBIT “6”

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

EIGHTH OMNIBUS OBJECTION OF THE OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND, LLC - PROOFS OF CLAIM AND PROOFS OF INTEREST FILED BY MEMBERS OF THE USA CAPITAL FIRST TRUST DEED FUND, LLC WHO FILED BOTH PROOFS OF CLAIM AND PROOFS OF INTEREST (AFFECTS DEBTOR USA COMMERCIAL MORTGAGE COMPANY AND USA CAPITAL FIRST TRUST DEED FUND, LLC

(Docket No. 2758)

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>AMOUNT OF CLAIM</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
34	Peter M. DiGrazia DMD PSP	\$15,625.00	No	DISALLOW POC	
64	Peter M. DiGrazia DMD PSP	\$15,625.00	No	DISALLOW POC	
65	Sibrava-Rapp Trust 1-02-97	No amount stated	No	DISALLOW POC	
66	Bernard White	\$56,040.00	No	DISALLOW POC	
73	Bill McHugh POA for Harry McHugh Revocable Trust	\$30,000.00	No	DISALLOW POC	

Date of Hearing: March 15, 2007

Page 1 of 5

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>AMOUNT OF CLAIM</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
96	OVCA Associates Inc Defined Pension Plan C/O William J Ovca Jr Trustee	\$17,957.79 plus unliquidated amount	No	DISALLOW POC	
97	First Savings Bank C/F Gail Hodes, IRA	\$35,143.89 plus unliquidated amount	No	DISALLOW POC	
98	Fiserv Trust Company Ttee FBO Edward L. Felman IRA 060000071575	\$50,416.50	No	DISALLOW POC	
99	Robert Woods	\$10,000.00 plus interest	No	DISALLOW POC	
102	John E Brown Jr and Sandra L Brown	\$10,000.00	No	DISALLOW POC	
103	Jean-Jacques LeBlanc	\$21,459.50	No	DISALLOW POC	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>AMOUNT OF CLAIM</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
104	Jean-Jacques LeBlanc	\$50,000.00	No	DISALLOW POC	
105	Joan LeBlanc	\$15,982.50	No	DISALLOW POC	
107	Joan LeBlanc	\$15,982.50	No	DISALLOW POC	
112	John E Brown Jr and Sandra L Brown	\$10,000.00	No	DISALLOW POC	
136	OVCA Associates Inc Defined Pension Plan C/O William J Ovca Jr Trustee	see attachment to claim	No	DISALLOW POC	

Case Name: USA Commercial Mortgage Company
Trustee: n/a

Case No. BK-S-06-10725-LBR
Date of Hearing: March 15, 2007
Time of Hearing: 9:30 a.m.

<u>CLAIM NO.</u>	<u>CREDITOR</u>	<u>AMOUNT OF CLAIM</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
137	First Savings Bank C/F Gail Hodes, IRA	see attachment to claim	No	DISALLOW POC	
<u>POI NO.</u>	<u>FTDF MEMBER</u>	<u>AMOUNT OF INTEREST</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
21	Bernard White	\$56,040	No	ALLOW POI IN AMOUNT OF \$54,484.50; DISALLOW BALANCE	
37	OVCA Associates Inc Defined Pension Plan C/O William J Ovca Jr Trustee	\$17,957.79	No	ALLOW POI IN AMOUNT OF \$17,267; DISALLOW BALANCE	
38	First Savings Bank C/F Gail Hodes, IRA	\$35,143.89	No	ALLOW POI IN AMOUNT OF \$33,792; DISALLOW BALANCE	

Case Name: USA Commercial Mortgage Company
 Trustee: n/a

Case No. BK-S-06-10725-LBR
 Date of Hearing: March 15, 2007
 Time of Hearing: 9:30 a.m.

<u>POI NO.</u>	<u>FTDF MEMBER</u>	<u>AMOUNT OF INTEREST</u>	<u>RESPONSE TO OBJECTION FILED</u>	<u>RELIEF SOUGHT</u>	<u>OUTCOME</u>
60	Peter M. DiGrazia DMD PSP	\$15,750	No	ALLOW POI IN AMOUNT OF \$15,000; DISALLOW BALANCE	